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Attorneys for Defendant Christopher J. Kayser

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
EUGENE DIVISION**

LAWRENCE JAMES SACCATO,
Pro Se Plaintiff,
vs.
U.S. BANK NATIONAL
ASSOCIATION N.D., STEPHANIE
BUCKLEY, CHRISTOPHER KAYSER
and DOES 1 THROUGH 5,
Defendants.

Case No. 6:13-cv-00173-AA

**DEFENDANT CHRISTOPHER
KAYSER'S MOTION FOR
SUMMARY JUDGMENT
PURSUANT TO FRCP 56**
REQUEST FOR ORAL ARGUMENT

LR 7-1 Certificate

The undersigned certifies that he conferred with the *pro se* plaintiff by phone about the issues placed in dispute by this motion, but was unable to reach a resolution.

Motion

COMES NOW, Defendant Kayser, by and through his attorneys of record, Luvaas Cobb, and, pursuant to FRCP 56, moves this court granting summary judgment in his favor

DEFENDANT CHRISTOPHER KAYSER'S MOTION FOR SUMMARY
JUDGMENT PURSUANT TO FRCP 56 -1

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and dismissing all of plaintiff's claims against defendant. This motion is supported by the Declaration of Christopher J. Kayser, and the Memorandum of Law filed herewith.

DATED this 12th day of April, 2013.

LUVAAS COBB
Attorneys for Defendant Christopher Kayser

By: /s/ David A. Jacobs

David A. Jacobs, OSB No. 942202
E-mail: djacobs@luvaascobb.com
Trial Attorney

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing DEFENDANT CHRISTOPHER KAYSER'S MOTION FOR SUMMARY JUDGMENT PURSUANT TO FRCP 56, MEMORANDUM OF LAW IN SUPPORT OF DEFENDANT'S MOTION FOR SUMMARY JUDGMENT AND DECLARATION OF CHRISTOPHER J. KAYSER IN SUPPORT OF DEFENDANT'S MOTION FOR SUMMARY JUDGMENT on:

Lawrence James Saccato
c/o 6387 Old Hwy 99S
Roseburg, OR 97471
Pro Se Plaintiff

by the following indicated method or methods:

- By **mailing** a full, true, and correct copy thereof in a sealed, first-class postage prepaid envelope, addressed to the attorney(s) as shown above, at the last known office address of the attorney(s), and deposited with the United States Postal Service at Eugene, Oregon, on the date set forth below.
- By depositing with **B & J/Barristers Aide** for hand-delivery a full, true, and correct copy thereof in a sealed envelope, addressed to the attorney(s) as shown above, at the last known office address of the attorney(s) on the date set forth below.
- By causing a full, true, and correct copy thereof to be **hand-delivered** to the attorney(s) at the attorney's last known office address listed above on the date set forth below.
- By sending a full, true, and correct copy thereof via **overnight courier** in a sealed, prepaid envelope, addressed to the attorney(s) as shown above, at the last known office address of the attorney(s), on the date set forth below.
- By **faxing** a full, true, and correct copy thereof to the attorney(s) at the fax number(s) shown above, which is the last known fax number for the attorney's office, on the date set forth below. The receiving fax machine was operating at the time of service and the transmission was properly completed, according to the attached transmission report(s).

DATED this 12th day of April, 2013.

LUVAAS COBB
Of Attorneys for Defendant Christopher Kayser

/s/ David A. Jacobs
David A. Jacobs, OSB No. 942202